IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 21015 of 1994

Between:

Dr.P.Parsuramaiah ….Petitioner

AND

1. Government of Andhra Pradesh, Rep. by its Principal Secretary to Govt.Mun.Admn. and Urban Devl., Department, Secretariat, Hyderabad.

2. Commissioner, Municipal Corporation,
Warangal.
3. Special Officer, Municipal Corporation, Warangal.
4 .Vice Chairman & Managing Director, Kakatiya Urban Development Authority, (K.U.D.A), Warangal.

.....Respondents

THE HONOURABLE SRI JUSTICE

R. SUBHASH REDDY

WRIT PETITION NO. 21015 OF 1994

ORDER:

This Writ Petition is filed seeking Writ of Mandamus, to direct the respondents to act according to law and not to construct compound wall encroaching upon the 50' road and open space in Sy.No. 136 of Somadi village, Kazipet, Warangal District.

In the counter affidavit filed on behalf of the respondents, they denied such encroachment and construction of compound wall as pleaded by the petitioner.

In view of the stand of the respondents in the counter affidavit denying encroachment and construction as alleged by the petitioner, no direction can be given in this Writ Petition. In any event, it is a factual dispute, which cannot be gone into in the Writ Petition filed under Article 226 of the constitution of India.

The Writ Petition is devoid of merits and the same is accordingly dismissed. No order as to costs.

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JUSTICE R. SUBHASH REDDY

DATED: 16-09-2005.

Msnr.